

# MAINE STATE LEGISLATURE

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**Legislative Record**  
**House of Representatives**  
**One Hundred and Twenty-Fifth Legislature**  
**State of Maine**

**Daily Edition**

**Second Regular Session**

January 4, 2012 – May 31, 2012

pages 1084 - 1604

ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE  
SECOND REGULAR SESSION  
2nd Legislative Day  
Thursday, January 5, 2012

The House met according to adjournment and was called to order by the Speaker.

Prayer by Dr. Jerry Mick, Bangor Baptist Church.  
National Anthem by Aaron Shaw, Bangor.  
Pledge of Allegiance.  
Doctor of the day, Judith Chamberlain, M.D., Brunswick.

At this point, the Speaker recognized the Representative from Auburn, Representative BEAULIEU, the Representative from Whiting, Representative BURNS, the Representative from Lewiston, Representative LAJOIE and the Representative from Portland, Representative STUCKEY, and they were added to the roll call of the Second Regular Session of the 125th Legislature.

The Journal of yesterday was read and approved.

**SENATE PAPERS**

Bill "An Act To Change Regulation of Forestry Activities"  
(S.P. 596) (L.D. 1739)

Bill "An Act To Remove the Repeal Date for Outcome-based Forestry" (EMERGENCY)  
(S.P. 597) (L.D. 1740)

Bill "An Act To Streamline the Paperwork Requirements of the State's Forest Practices Laws"  
(S.P. 598) (L.D. 1741)

Came from the Senate, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

**REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** in concurrence.

Bill "An Act To Rescue Children Who Are Being Sexually Abused and To Make Improvements to the Sex Offender Registry and the Investigation of Computer Crimes"  
(S.P. 591) (L.D. 1731)

Came from the Senate, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

**REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** in concurrence.

Bill "An Act To Amend Certain Provisions of the Fish and Wildlife Laws"  
(S.P. 592) (L.D. 1732)

Came from the Senate, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

**REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** in concurrence.

Bill "An Act To Strengthen the Unemployment Insurance Laws and Reduce Unemployment Fraud"  
(S.P. 589) (L.D. 1725)

Came from the Senate, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

**REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** in concurrence.

Bill "An Act To Provide for the 2012 and 2013 Allocations of the State Ceiling on Private Activity Bonds"  
(S.P. 593) (L.D. 1733)

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested and ordered printed.

Came from the Senate, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

**REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** in concurrence.

Bill "An Act To Promote Jobs in the Motor Coach Industry by Providing a Sales Tax Exemption for Certain Buses"  
(S.P. 594) (L.D. 1735)

Came from the Senate, **REFERRED** to the Committee on **TAXATION** and ordered printed.

**REFERRED** to the Committee on **TAXATION** in concurrence.

**Pursuant to Statute  
Maine Turnpike Authority**

Report of the **Maine Turnpike Authority** pursuant to the Maine Revised Statutes, Title 23, section 1961, subsection 6 asks leave to report that the accompanying Bill "An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2013"  
(S.P. 595) (L.D. 1736)

Be **REFERRED** to the Committee on **TRANSPORTATION** and printed pursuant to Joint Rule 218.

Came from the Senate, Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed pursuant to Joint Rule 218.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **TRANSPORTATION** in concurrence.

**COMMUNICATIONS**

The Following Communication: (H.C. 276)  
**HOULTON BAND OF MALISEET INDIANS  
88 BELL ROAD  
LITTLETON, MAINE 04730**

January 4, 2012

The Honorable Heather J.R. Priest  
Clerk of the House

2 State House Station  
Augusta, Maine 04333

Dear Clerk Priest:

This is to certify that David Slagger of Kenduskeag was appointed by the Houlton Band of Maliseet Indians to serve as the Representative to the State Legislature representing the Houlton Band of Maliseet Indians in the Second Regular Session of the 125th Legislature.

Sincerely,  
S/Crystal Tucker  
Tribal Clerk

**READ** and **ORDERED PLACED ON FILE.**

Sent for concurrence.

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The Following Communication: (H.C. 277)  
**STATE OF MAINE**  
**HOUSE OF REPRESENTATIVES**  
**SPEAKER'S OFFICE**  
**AUGUSTA, MAINE 04333-0002**

January 4, 2012

The Honorable Heather J.R. Priest  
Clerk of the House  
2 State House Station  
Augusta, Maine 04333

Dear Clerk Priest:

Pursuant to my authority under House Rule 201.1 (l) (a), I am appointing Representative David Slagger of the Houlton Band of Maliseet Indians to the Joint Standing Committee on Labor, Commerce, Research and Economic Development effective immediately.

Furthermore, pursuant to my authority under House Rule 401.1, I am assigning Representative David Slagger to seat 6A effective immediately.

Should you have any questions, please do not hesitate to contact me.

Sincerely,  
S/Robert W. Nutting  
Speaker of the House

**READ and ORDERED PLACED ON FILE.**

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At this point, the Speaker recognized the Representative from the Houlton Band of Maliseet Indians, Representative SLAGGER, and he was added to the roll call of the Second Regular Session of the 125th Legislature.

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**PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE**

Bill "An Act To Require Carbon Monoxide Detectors in Additional Residential Facilities"

(H.P. 1286) (L.D. 1744)

Sponsored by Representative HASKELL of Portland.

Submitted by the Department of Public Safety pursuant to Joint Rule 204.

Bill "An Act To Privatize the Inspection of Amusement Rides in Maine"

(H.P. 1287) (L.D. 1745)

Sponsored by Representative HASKELL of Portland.

Submitted by the Department of Public Safety pursuant to Joint Rule 204.

Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** suggested and ordered printed.

**REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

Sent for concurrence.

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Bill "An Act To Amend Education Laws"

(H.P. 1284) (L.D. 1742)

Sponsored by Representative RICHARDSON of Carmel.

Submitted by the Department of Education pursuant to Joint Rule 204.

Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested and ordered printed.

**REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

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**Pursuant to Statute**  
**Maine Health Data Organization**

Representative STRANG BURGESS for the **Maine Health Data Organization** pursuant to the Maine Revised Statutes, Title 5, section 8072 asks leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of Chapter 270: Uniform Reporting System for Quality Data Sets, a Major Substantive Rule of the Maine Health Data Organization (EMERGENCY)

(H.P. 1285) (L.D. 1743)

Be **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and printed pursuant to Joint Rule 218.

Report was **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed pursuant to Joint Rule 218.

Sent for concurrence.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH.**

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**REPORTS OF COMMITTEE**  
**Refer to the Committee on Taxation**  
**Pursuant to Statute**

Report of the **Joint Standing Committee on Taxation** on Bill "An Act To Require the Review of Proposed Tax Expenditures"

(S.P. 590) (L.D. 1730)

Reporting that it be **REFERRED** to the Committee on **TAXATION** pursuant to the Maine Revised Statutes, Title 36, section 199-D.

Came from the Senate with the Report **READ** and **ACCEPTED** and the Bill and accompanying papers **REFERRED** to the Committee on **TAXATION.**

Report was **READ** and **ACCEPTED** and the Bill and accompanying papers were **REFERRED** to the Committee on **TAXATION** in concurrence.

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The following items were taken up out of order by unanimous consent:

**SENATE PAPERS**

The following Joint Order: (S.P. 599)

**ORDERED**, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, January 10, 2012, at 10:00 in the morning.

Came from the Senate, **READ** and **PASSED.**

**READ** and **PASSED** in concurrence.

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Bill "An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary for the Proper Operations of State Government for the Fiscal Years Ending June 30, 2012 and June 30, 2013" (EMERGENCY)

(S.P. 600) (L.D. 1746)

Came from the Senate, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

**REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** in concurrence.

The SPEAKER: The Chair recognizes the Representative from Houlton Band of Maliseet Indians, Representative Slagger, who wishes to address the House on the record.

Representative **SLAGGER**: Thank you, Mr. Speaker. Woliwon. Thank you. I am honored and humbled to be the first Maliseet Tribal Representative to the Maine House of Representatives. I would first like to thank my family, my late mother Marilyn Sawyer Slagger, my beautiful wife Priscilla for helping me become the man I am today. I would also like to thank my Tribal Chief Brenda Commander and Tribal Council for their confidence in electing to appoint me to this position. I also would like to thank the invited guest, the Honorable Graydon Nicholas, Lieutenant Governor of New Brunswick, Canada; Tribal Chairwoman Cheryl Andrews-Maltais, of the Wampanoag Tribe of Aquinnah; Passamaquoddy Tribal leaders Joseph Sockabasin and Clayton Cleaves, and Tribal Chief Kirk Francis of the Penobscot Nation. And I would also like to acknowledge Chief Getchell that I didn't have on this list today. So thank you all for being here today.

I would like to acknowledge the friends and the Maliseet Elders and the community members that have come today for this historic event. As the first Maliseet to have a seat in the Maine House of Representatives, I promise to do everything I can to help build a healthy and respectful relationship with the state and our tribal community. I feel that in order for us to have a good healthy relationship it has to be grounded by mutual respect, and we have our different belief systems, but in the end we are all citizens of Maine, and we all want what is best for everyone.

As I go forward as the newest member of the Maine House of Representatives, I hope to introduce bills that helps protect what we have, our rights as a recognized sovereign nation, our identity, and our language. Even though the relationship at times has been contentious, I believe that we can work together to build a new relationship that embraces understanding and diversity. We have come a long way since the day we were given federal recognition in 1980, and with that came the opportunity for higher education which many of our tribal citizens have attained; we have bachelor's degrees, master's degrees and PhD degrees. Our minds are our greatest asset if we are going to pursue the things that we want in relations with federal and state governments. We must be willing to extend the hand in friendship as we always have to help each other. To quote a good friend "Like a birch tree, we must have the ability to bend or we will break." There are some obstacles that prevent us from being the great nation we once were, but if we work together we can all be great nations again. My pledge to my fellow tribal citizens is to represent them in an honorable, respectful way, and to work with my fellow legislators to help bring the Maliseet Nation the respect that they deserve, working together to do what is best for the citizens of Maine. Woliwon, igsignogama. Thank you, all my relations.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

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On motion of Representative SLAGGER of the Houlton Band of Maliseet Indians, the House adjourned at 10:42 a.m., until 10:00 a.m., Tuesday, January 10, 2012 pursuant to the Joint Order (S.P. 599).